

1 ROBERT W. FREEMAN
Nevada Bar No. 3062
2 Robert.Freeman@lewisbrisbois.com
PRISCILLA L. O'BRIANT
3 Nevada Bar No. 010171
Priscilla.OBriant@lewisbrisbois.com
4 JENNIFER A. TAYLOR
Nevada Bar No. 6141
5 Jennifer.A.Taylor@lewisbrisbois.com
LEWIS BRISBOIS BISGAARD & SMITH LLP
6 6385 S. Rainbow Boulevard, Suite 600
Las Vegas, Nevada 89118
7 Telephone: (702) 893-3383
Fax: (702) 893-3789
8 *Attorneys for Defendant*
USAA CASUALTY INSURANCE COMPANY

9
10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 DINA BARELA, individually.

13 Plaintiff,

14 vs.

15 USAA CASUALTY INSURANCE
16 COMPANY, DOES 1 through 20, ROE
17 BUSINESS ENTITIES I through 20, inclusive
jointly and severally,

18 Defendants.

CASE NO.: 2:21-cv-00084-RFB-NJK

**STIPULATION AND ORDER TO EXTEND
STAY OF DISCOVERY PENDING THE
OUTCOME OF PRIVATE MEDIATION**

(Second Request)

19 ROBERT W. FREEMAN

20 COMES NOW, Plaintiff DINA BARELA ("Barela") and Defendant USAA
21 CASUALTY INSURANCE COMPANY ("USAA-CIC"), by and through their respective counsel
22 of record and hereby stipulate and make joint application (Second Request) to extend the stay of
23 discovery in this matter entered on October 19, 2021 until such time as the parties conclude a
24 mediation to which the parties have agreed. (ECF No. 27) The mediation previously scheduled
25 for December 2, 2021 has been moved to **December 28, 2021**.
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1 Good cause exists to continue the stay of discovery in this matter. Specifically, the parties
2 had previously scheduled mediation for November 17, 2021 with the Honorable Nancy Saitta,
3 which was the earliest timeframe all parties/counsel and the mediator could be available. However,
4 on the day of the mediation, hours prior to commencement, Plaintiff had to cancel and postpone the
5 mediation due to a sudden personal emergency. As a result, the parties agreed to continue the
6 November 17th scheduled mediation. Judge Saitta then rescheduled the mediation to December 2,
7 2021.

8 On November 24, 2021 Plaintiff's counsel contacted Defendant's counsel to request the
9 December 2, 2021 mediation be moved to December 28, 2021 due to occurrence of a sudden
10 medical illness by Plaintiff's minor son that may require additional medical treatment. Defendant
11 had no objection to moving the December 2 mediation to December 28, 2021. Judge Saitta also
12 had no objection rescheduling the mediation to December 28, 2021 via zoom. As a result of these
13 events this joint request is made to extend the stay of discovery until after the mediation on
14 December 28, 2021.

15 The stay of discovery will allow the parties to explore the possibility of settlement through
16 mediation without incurring the time and expense of ongoing discovery prior to the mediation.

17 Within 14 days after completion of the mediation, the parties will submit a Stipulation and
18 Order reflecting resolution of some or all of the claims and/or advise the Court that the parties were
19 unable to resolve the claims and will submit new discovery deadlines, including the rebuttal expert
20 deadlines, discovery cutoff deadline (providing ample time to complete written

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discovery and depositions), deadline for filing dispositive motions and the deadline for filing the Joint Pretrial Order.

DATED this 2nd day of December, 2021

DATED this 2nd day of December, 2021

Attorneys for Plaintiff

Attorneys for Defendant

Approved for e-signature:

Approved for e-signature

/s/ Samantha A. Martin

/s/ Jennifer A. Taylor

BENJAMIN P. CLOWARD, ESQ.

ROBERT W. FREEMAN, Esq.

Nevada Bar No. 11087

Nevada Bar No. 3062

SAMANTHA A. MARTIN, ESQ.

PRISCILLA L. O'BRIANT, Esq.

Nevada Bar No. 12998

Nevada Bar No. 10171

RICHARD HARRIS LAW FIRM

JENNIFER A. TAYLOR

801 S. Fourth St.

Nevada Bar No. 6141

Las Vegas, NV 89101

Lewis Brisbois Bisgaard & Smith, LLP

6385 S. Rainbow Boulevard, Suite 600

Las Vegas, Nevada 89118

ORDER

The parties must file a status report no later than January 11, 2022. Additionally, if the case does not settle at mediation, the parties must file a revised joint proposed discovery plan no later than January 11, 2022.

IT IS SO ORDERED.

Dated: December 2, 2022



Nancy J. Koppe
United States Magistrate Judge